IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 2354 OF 1986

Gleaming Trading Co. .. Plaintiffs.

vs.

P. Amidas & Co.

& Ors. .. Defendants.

Ms. K.A. Shah i/by A.G. Shah for plaintiffs.

None for Defendants.

CORAM : S.U.KAMDAR, J.

DATE : 23rd February, 2006.

P.C.

. The suit is filed for the recovery of Rs. 52,040/- as due and payable towards the goods sold and delivered and interest thereon at the rate of 21%. The principal amount is Rs. 45,405.90 and interest component is Rs. 6,634.10. The plaintiffs have also claimed interest at the rate of 21% p.a. from the date of the suit till payment and/or realisation. it is the case of the plaintiffs that the said amount is due and payable in respect of the goods sold and delivered under the bill no. 147/2041. The plaintiffs have produced the original bill, delivery challan and the certificate. The

defendants have filed the written statement dated 31.8.1087. None appears for the defendants. Pursuant to my direction dated 3.2.2006 the plaintiffs have served the notice dated 6.2.2006 on the defendants to remain present. The matter was again on Board on 10.2.2006. None appeared. The matter was kept today for ex-parte decree. Today also none appears. In that light of the matter, the documents are taken on record and marked Exhibit A collectively. There shall be a decree in favour of the plaintiffs and against the defendants for the sum of Rs. 52,040/- with further interest on Rs. 45,405.90 at the rate of 12% per annum from the date of the suit till payment and/or realisation. Suit decreed accordingly. Refund as per rules.